IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

FRIDAY, THE 24TH NOVEMBER 2006 / 3RD AGRAHAYANA 1928

WP(C).No. 31278 of 2006(W)

PETITIONER:

GANGADHARAN NAIR, AGED 65 YEARS,
S/O.KARUNAKARAN NAIR, KANNATH HOUSE,
KOTHACHIRA DESOM, NAGALASSERY PANCHAYAT,
OTTAPALAM TALUK, PALAKKAD DISTRICT, REPRESENTED
BY HIS SON AND POWER OF ATTORNEY HOLDER
GIRISH KUMAR.

BY ADV. SRI.RAJIT
SRI.RANJIT BABU

RESPONDENTS:

1. STATE OF KERALA, REP. BY THE CHIEF
SECRETARY, SECRETARIAT, THIRUVANANTHAPURAM.

2. GURUVAYUR DEVASWOM, REP. BY THE
ADMINISTRATOR, GURUVAYUR, THRISSUR.

3. THE COMMISSIONER,
GURUVAYUR DEVASWOM, GURUVAYUR, THRISSUR.

4. THE MERCHANTS ASSOCIATION,
GURUVAYOOR, REPRESENTED BY ITS PRESIDENT,
GURUVAYOOR.

5. BABURAJ, S/O.SARASSAMMA,
KRISHNENDU, KURUVETTY PARAMBU,
GURUVAYOOR, CHAVAKKAD.

BY STANDING COUNSEL SRI.M.RAMESH CHANDER

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 24/11/2006, THE COURT ON 24/11/2006 DELIVERED THE FOLLOWING:

**C.N.RAMACHANDRAN NAIR, J.**

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W.P.(C)NO.31278 OF 2006

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Dated this the 24th day of November 2006

**JUDGMENT**

Heard counsel for the petitioner and the Standing Counsel for the second respondent.

2. The petitioner is challenging the grant of bunk shops by the Guruvayur Devaswom to 5th respondent under the rehabilitation scheme on the ground that petitioner was the licensee of the shop prior to shifting. However, Standing Counsel for second respondent submitted that the 5th respondent raised claim with copies of registered partnership deed and retirement deed by which 5th respondent obtained absolute right as a licensee. I do not think, there is anything wrong in the second respondent allotting the bunk shop in favour of the 5th respondent based on documents produced by him. Petitioner can approach the Civil court for declaratory relief and then approach the Devaswom Board for consequential relief.

Writ petition is disposed of as above.

**C.N.RAMACHANDRAN NAIR, JUDGE**

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